

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

220

CRM-M-21466-2020

Date of decision : 13.08.2020.

Harjinder Singh @ Heera

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. J.S. Thakur, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.153 dated 31.07.2009, under Section 394 IPC (Sections 395, 323, 324, 201, 34, 148, 149 IPC added later on), registered at Police Station Shahkot, District Jalandhar.

Learned counsel for the petitioner contends that the FIR is an outcome of a misunderstanding between the parties on account of a monetary dispute. The allegations against the petitioner are that he had caused *datar* blow on the left shoulder of the complainant. The complainant has fully recovered from the injuries and the matter had earlier been compromised. He has referred to a copy of the compromise at Annexure P-2, on the basis thereof, a petition for quashing of the FIR was also filed. He further contends that the petitioner was under the impression that the petition for quashing of FIR has been allowed and therefore, he did not appear before the trial Court and had been declared as a proclaimed offender. He also contends that the petitioner is in custody for over 05 months since his arrest on 05.03.2020.

Learned State counsel, upon instructions from SI Sanjeevan Singh, states that supplementary challan qua the petitioner has been filed but no prosecution witness has been examined. He also contends that the petitioner is in custody for over 05 months.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is in custody for over five months; the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

However, it is directed that the petitioner shall appear on every alternate Monday to Police Station Shahkot, District Jalandhar, till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

August 13, 2020
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No